

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

REZA AHMADI,	§	
Petitioner,	§	
	§	
VS.	§	CIVIL NO. B-11-224
	§	
RICK THALER,	§	
Respondent.	§	

**ORDER**

On January 24, 2013, the United States Magistrate Judge filed a Report and Recommendation [Doc. No. 18] recommending that Thaler's Motion for Summary Judgment [Doc. No. 13] be granted and Ahmadi's petition for writ of habeas corpus by a person in state custody pursuant to 28 U.S.C. § 2254 be denied. Petitioner has objected to said report and recommendation. [Doc. No. 21]

Having considered *de novo* the Magistrate Judge's Report and Recommendation and the issues raised by Petitioner's objections, the Court orders that the Magistrate Judge's Report and Recommendation is hereby **ADOPTED**, Thaler's Motion for Summary Judgment [Doc. No. 13] is **GRANTED**, and Ahmadi's petition for writ of habeas corpus by a person in state custody pursuant to 28 U.S.C. § 2254 is **DENIED**. Further, this Court **DENIES** the issuance of a Certificate of Appealability.

Signed this 4<sup>th</sup> day of March, 2013.



Andrew S. Hanen  
United States District Judge